[22nd November 1948

DEPUTY PRESIDENT :—" The question is out of order, for we are here considering only West Godavari district. If you want to put a question relating to Malabar you should give a fresh question on it."

SRI T. PURUSHOTHAM :—" పశ్చిమ గోదావరి జిల్లాలోని ప్రజలకు ఆహార ధాన్యాలు కంట్రోలు ధరలకు దొరుకుటకు గాను Producer-*cum*-Consumer Co-operative Societies కు procurement ఇస్తారా ?"

DEPUTY PRESIDENT (translated into English) :—" May I know why Government should not give all societies in West Godavari district those facilities?"

THE HON. DR. T. S. S. RAJAN :—" The Government have to be satisfied that those societies are willing to take up the work."

SRI T. PURUSHOTHAM :—" తగినంత షేర్ ధనము ఉన్న సంఘాలు దరఖాస్తు పెడితే వాటికి procurement అప్పగిస్తారా ?"

DEPUTY PRESIDENT :—" He has already answered that question twice. I don't think you are at liberty to ask again."

SRI T. PURUSHOTHAM :—" ధాన్యమును కంట్రోలు ధరలకు కొనుటకు కావలసినంత డబ్బు ఉన్న ఇటువంటి సంఘాలకు procurement ఇవ్వడం ప్రభుత్వ విధానమా ?"

DEPUTY PRESIDENT :—" He has answered it already. You did not follow the answer."

Permit given to Uravakonda Bus Company.

* 101 *Q.*—SRI B. BHIMA RAO : Will the Hon. the Minister for Finance be pleased to state—

(*a*) whether the Uravakonda Bus Company, Limited, applied for a permit for running a bus for hire on the route Adoni to Uravakonda via Aspari, Alur and Guntakal ;

(*b*) whether the Regional Transport Authority granted the same in 1946 ;

(*c*) whether Sri Machani Somappa of Yemmiganur, Adoni taluk, appealed against the order to the Central Road Traffic Board, Madras, and whether the said authority confirmed the decision of the Regional Transport Authority ;

(*d*) whether the Government interfered with the said decision in January 1947 and cancelled the permit issued to U.B.S. Company, Limited, and directed the Regional Transport Authority, Bellary, to reconsider the matter and granted a temporary permit to Sri Machani Somappa ;

(*e*) whether the Madras High Court held in November 1947 that such interference by Government is *ultra vires* ;

(*f*) whether the decision was shown to the Regional Transport Authority, Bellary, and a request was made to restore and confirm the permit previously granted in favour of Uravakonda Bus Company, Limited ;

22nd November 1948]

(*g*) (1) whether the Regional Transport Authority, Bellary, applied to the Central Road Traffic Board, Madras, for instructions as to the procedure to be adopted;

(2) whether the Secretary sent a reply that the Regional Transport Authority should follow the Ruling of the Madras High Court; and if not, whether the Government will quote the exact terms of instructions sent to the Road Transport Authority, Bellary;

(*h*) whether the Regional Transport Authority, Bellary, then referred to the Government of Madras for instructions and whether the Government have not yet issued instructions to Regional Transport Authority, Bellary, and the reasons therefor; and whether the Regional Transport Authority, Bellary, have adjourned the subject *sine die*;

(*i*) if the Government have issued instructions, when they were issued and to what effect;

(*j*) what the reasons are for the extraordinary delay in disposing of the matter by the Regional Transport Authority, Bellary, for eighteen months since January 1947; and

(*k*) whether the Regional Transport Authority, Bellary, has been issuing temporary permits to Sri Machani Somappa these eighteen months and whether such action is regular?

THE HON. SRI B. GOPALA REDDI :—" (*a*) & (*b*) The answers are in the affirmative.

" (*c*) The appeal referred to was preferred by Sri Machani Gangappa and not Machani Somappa. The Central Road Traffic Board confirmed the decision of the Regional Transport Authority.

" (*d*) The answer is in the affirmative but the Government ordered the grant of a temporary permit to Sri Machani Gangappa and not to Machani Somappa.

" (*e*) & (*f*) The answers are in the affirmative.

" (*g*) (1) The answer is in the affirmative.

(2) General instructions were issued by the Central Road Traffic Board to all Regional Transport Officers in the light of the High Court's judgment.

" (*h*) & (*i*) The Regional Transport Authority, Bellary did not refer the matter to the Government for instructions nor have the Government issued any instructions to the Regional Transport Authority. It is true that the Regional Transport Authority, Bellary, has deferred consideration of the case.

" (*j*) The case was entrusted to the Regional Transport Authority, Bellary, only towards the close of July 1947. The delay in disposing of the case was unavoidable.

" (*k*) The Regional Transport Authority, Bellary, has been issuing temporary permits to Sri Machani Gangappa and not Machani Somappa and the action is regular."

[22nd November 1948

SRI B. BHIMA RAO :—" Sir, have the Government since issued instructions to expunge the subject from the agenda of the Regional Transport Authority? "

THE HON. SRI B. GOPALA REDDI :—" Notice."

SRI R. SURYANARAYANA RAO :—" May I know whether the parties can be represented by Advocates before these Regional Transport Authorities? "

THE HON. B. GOPALA REDDI :—" Not ordinarily."

SRI R. SURYANARAYANA RAO :—" I would like to ask whether it is proper for Members of the Legislature to put questions in regard to petitions in which they appear as advocates before the Regional Transport Authority and when the decisions go against the clients? "

THE HON. SRI B. GOPALA REDDI :—" It is not at all desirable for members to put such questions."

SRI T. PURUSHOTHAM :—" మాచన సోమప్ప, మాచన గంగప్పలకు ఏమైనా సంబంధమున్నదా? "

THE HON. SRI B. GOPALA REDDI :—" I am not here to trace the relationship of Somappa and Gangappa."

SRI T. PURUSHOTHAM :—" ఈ మాచన గంగప్ప అనే ఆసామి, తనమీద ఉన్న Case ను రద్దు చేయించుకొనుటకు Regional Transport Officerను influence చేయగలిగినంత సామర్థ్యత గలవాడా? ఈ విధంగా చేయుటానికి కారణం ప్రభుత్వానికి తెలుసునా? "

THE HON. SRI B. GOPALA REDDI :—" I do not know who he is and what influence he has exerted on the Regional Transport Authority."

THE HON. DR. T. S. S. RAJAN :—" Sir such questions are absolutely out of order; for the hon. Member first puts one question, then gives an explanation and argues his case on the reply given by Government. It is certainly out of order."

SRI T. PURUSHOTHAM :—" ఈ గంగప్ప అనే ఆసామికిని ప్రభుత్వములో ఉన్న ఎవరికైనను బంధుత్వమున్నదా? "

DEPUTY PRESIDENT :—" I do not think I can allow all these questions."

SRI B. BHIMA RAO :—" Since the Central Road Traffic Board issued instructions to the Regional Transport Authority to follow the ruling of the Madras High Court and confirm their previous decision, why is it they have delayed so long and not carried out the instruction of the Central Road Traffic Board to follow up the Madras High Court ruling and act accordingly? "

THE HON. SRI B. GOPALA REDDI :—" As it is, it is a statutory body, and Government have no power to interfere

22nd November 1948]

with the Regional Transport Authority. Of course the amending Act is pending assent of the Governor-General; till then we cannot take any further action."

SRI B. BHIMA RAO :—" May I know, Sir, why is it this subject has not been expunged from the agenda even after eight months after the High Court ruling and *status quo ante* restored? "

THE HON. SRI B. GOPALA REDDI :—" It is not a matter that can be inquired into by Government; for that body is a statutory body."

Illicit transport of foodgrains by motor lorries.

* 102 Q.—SRI B. BHIMA RAO : Will the Hon. the Minister for Finance be pleased to state—

(a) whether action was being taken hitherto against the owners of motor lorries who were using them for illicit transport of foodgrains against the control orders and whether the permits were being cancelled or suspended;

(b) whether the Government have recently passed a specific rule to the effect that such licences cannot be cancelled or suspended unless there was an express condition therein to the effect that they should not be used for the purpose of illicit transport of foodgrains; and if so, whether the Government will place the full text of the new rule on the table of the House;

(c) whether Regional Transport Authority, Bellary, had taken proceedings against Sri Machani Somappa of Yemmiganur for cancellation or suspension of the permits in respect of his lorries for having transported foodgrains illegally in July 1947 and subsequently and whether the said proceedings were being adjourned from time to time;

(d) whether the said proceedings were dropped at a meeting of the Regional Transport Authority held on 2nd July 1948 on account of the new rule referred to above;

(e) what the reasons for the promulgation of the new rule are and whether there was any representation made for such promulgation, and if so, by whom; and

(f) whether the Government have taken any action for setting aside the forfeitures and suspensions of permits already made by the various Regional Transport Authorities before the promulgation of the new rule?

THE HON. SRI B. GOPALA REDDI :—" (a) The answer is in the affirmative.

" (b) No new rule was issued but only instructions clarifying the scope of the existing provisions of the Motor Vehicles Act relating to cancellation or suspension of permits were issued.

" (c) The proceedings referred to were taken against one Machani Gangappa and not Machani Somappa.